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TRANSMITTAL LETTER			Case No. 56/360
Serial No. 10/005,489	Filing Date November 8, 2001	Examiner Sun, Xiuqin	Group Art Unit 2863
Inventor(s) Erich Strasser			
Title of Invention POSITION MEASURING DEVICE AND METHOD FOR THE START-UP OF A POSITION MEASURING DEVICE			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Amendment and post card.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

- ☐ A statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☒ Petition for a one (1) month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity

Rate	Add'l Fee
x \$9=	
x \$43=	
+\$145=	
Total add'l fee	\$

Other Than Small Entity

Rate	Add'l Fee
x \$18=	
x \$86=	
+ \$290=	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☒ A check in the amount of \$110.00 to cover the extension filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

*John C. Freeman*

John C. Freeman  
Registration No. 34,483  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 26, 2003.

Date: November 26, 2003 Signature: *John C. Freeman*

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Name of Registered Representative:

John C. Freeman  
John C. Freeman, Registration No. 34,483

November 26, 2003  
Date of Signature

PATENT  
CASE NO. 56/306

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: )  
)  
Erich Strasser )  
) Group Art Unit: 2863  
Serial No.: 10/005,489 )  
) Examiner: Sun, Xiuqin  
Filed: November 8, 2001 )  
)  
For: POSITION MEASURING DEVICE AND )  
METHOD FOR THE START-UP OF A )  
POSITION MEASURING DEVICE )

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is in response to the Office Action mailed on July 28, 2003.

Accordingly, please cancel claim 12 without prejudice, amend claims 1 and 13 and add claim 21 as follows:

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